

IN THE DISTRICT COURT OF GUAM
TERRITORY OF GUAM
CRIMINAL MINUTES

FILED
DISTRICT COURT OF GUAM
APR 11 2006

MARY L.M. MORAN
CLERK OF COURT

CASE NO. CR-05-00053

DATE: 4/11/2006

HON. ROGER T. BENITEZ, Designated Judge, Presiding

Law Clerk: NONE PRESENT

Court Reporter: Wanda Miles

Courtroom Deputy: Glenn Rivera

Electronically Recorded: 1:12.00 - 1:35.35

CSO: N. Edrosa/J. Lizamo

***** A P P E A R A N C E S *****

DEFT: CHRISTOPHER M. ESPINOSA

ATTY: G. PATRICK CIVILLE

(X) PRESENT (X) CUSTODY () BOND () P.R.

(X) PRESENT () RETAINED () FPD (X) CJA APPOINTED

DEFT: BRIAN WILLIAM ELM

ATTY: CURTIS VAN DE VELD

(X) PRESENT (X) CUSTODY () BOND () P.R.

(X) PRESENT () RETAINED () FPD (X) CJA APPOINTED

U.S. ATTORNEY: RUSSELL STODDARD

AGENT: PAUL GRIFFITH, DEA

U.S. PROBATION: ROSSANNA VILLAGOMEZ-AGUON

U.S. MARSHAL: V. ROMAN/D. PUNZALAN

PROCEEDINGS: STATUS CONFERENCE

- () DEFENDANT SWORN AND EXAMINED: AGE: _____ HIGH SCHOOL COMPLETED: _____
() DEFENDANT ARRAIGNED AND ADVISED OF HIS RIGHTS, CHARGES AND PENALTIES
() REMOVAL/IDENTITY HEARING () CONDUCTED () WAIVED () SET FOR: _____ at _____
() WARRANT OF REMOVAL ISSUED
() GOV'T SUMMARIZES THE EVIDENCE () GOV'T SUBMITS TO THE PLEA AGREEMENT
() COURT QUESTIONS DEFENDANT REGARDING HIS PHYSICAL AND MENTAL CONDITION, AND ADVISES DEFENDANT OF THE NATURE AND POSSIBLE CONSEQUENCES OF SAID PLEA
() DEFENDANT WAIVES READING OF () COMPLAINT () INFORMATION () INDICTMENT
() COURT ORDERS PLEA AGREEMENT SEALED
() COURT REJECTS PLEA AGREEMENT AND REFERS IT TO: _____ FOR RECOMMENDATION.
() PRESENTENCE REPORT ORDERED AND DUE: _____
() PRELIMINARY EXAMINATION SET FOR: _____
() ARRAIGNMENT SET FOR: _____ at _____
() TRIAL SET FOR: _____
(X) DEFENDANTS TO REMAIN IN THE CUSTODY OF THE U.S. MARSHAL SERVICE FOR () PROCESSING (X) DETENTION
() DETENTION HEARING REQUESTED BY _ GOV'T _ DEFT IS SET FOR: _____ at _____

NOTES:

ATTORNEY VAN DE VELD NOTIFIED THE COURT OF A POSSIBLE CONFLICT OF INTEREST WITH HIS OFFICE REPRESENTING HIS CLIENT IN THIS CASE, AND OF HIS INTENTION TO FILE A MOTION TO DISQUALIFY HIMSELF FROM REPRESENTING HIS CLIENT.

THE COURT SET A HEARING ON THE MOTION FOR DISQUALIFICATION OF ATTORNEY VAN DE VELD FOR MAY 12, 2006 AT 9:30AM BEFORE MAGISTRATE JUDGE MANIBUSAN.